

Application No. 10/584,223
Amendment dated January 14, 2009
Reply to Office Action of September 19, 2008

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Docket No.: 80552(302741)

REMARKS

Claims 1-8 are pending in this application, of which claims 1-2 and 4-5 have been amended. No new claims have been added.

Claims 1-8 stand rejected under 35 U.S.C. §103(a) as unpatentable over U.S. Patent Publication US 2002/0010679 to Felsher (hereafter "**Felsher**") in view of U.S. Patent 6,519,571 to Guheen et al. (hereafter "**Guheen et al.**").

Applicant respectfully traverses this rejection.

Felsher discloses a method of maintaining electronic medical records, comprising the steps of receiving a medical transaction record, encrypted with an encryption key relating to a patient association of the file, accessing the encrypted medical transaction record according to a patient association; and further encrypting the encrypted accessed medical transaction record with an encryption key associated with an intended recipient of the medial record.

Guheen et al. discloses a dynamic customer profile management system utilizing various types of user indicia such as search requests, products purchased, products looked at but not purchased, products purchased and returned, reasons for returning products, customers stated profile including income level, education level, stated profession, etc. for the purpose of customizing a user interface.

The Examiner has not identified which portions of **Guheen et al.** are relevant to the claimed invention.

The Examiner has urged the combination of **Felsher** and **Guheen et al.** discloses "information providing control means that receives electronic money information from a financial institution terminal by said short-distance communication means and transmits said electronic money information by said short-distance communication means to a mobile terminal with which said pair relationship has been established," citing page 29, paragraph [0180].

Applicant respectfully disagrees.

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FIG. 2 and paragraphs [0033] and [0035] of the instant application disclose that the electronic money information 12 stored in the ID server 1 is transferred to the mobile terminal 5 to make the electronic money available for making electronic payment. Thus, none of the cited references teaches, mentions or suggests that the personal information storage device is deposited with electronic money from the financial institution terminal and the mobile terminal pays the electronic money.


Accordingly, claims 1 and 4 have been amended to recite this distinction, and the 35 U.S.C. §103(a) rejection should be withdrawn.

In view of the aforementioned amendments and accompanying remarks, claims 1-8, as amended, are in condition for allowance, which action, at an early date, is respectfully solicited.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 04-1105.

Dated: January 14, 2009

Respectfully submitted

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Paper No.

Application No.:	10/584,223 	Date Mailed:	03/02/2009
First Named Inventor:	Suginaka, Junko,	Examiner:	CRANFORD, MICHAEL D
Attorney Docket No.:	80552(302741)	Art Unit:	3696
Confirmation No.:	1304	Filing Date:	05/17/2007

Please find attached an Office communication concerning this application or proceeding.

Commissioner for Patents

PTO-90c (Rev.08-06)

APR - 1 2009

Notice of Non-Compliant Amendment (37 CFR 1.121)	Application No. 10/584,223	Applicant(s) SUGINAKA, JUNKO	
		Art Unit 2400	

- The MAILING DATE of this communication appears on the cover sheet with the correspondence address -

The amendment document filed on 14 January, 2009 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121 or 1.4. In order for the amendment document to be compliant, correction of the following item(s) is required.

THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- ☐ 1. Amendments to the specification:
- ☐ A. Amended paragraph(s) do not include markings.
 - ☐ B. New paragraph(s) should not be underlined.
 - ☐ C. Other _____.
- ☐ 2. Abstract:
- ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
 - ☐ B. Other _____.
- ☐ 3. Amendments to the drawings:
- ☐ A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).
 - ☐ B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
 - ☐ C. Other _____.
- ☒ 4. Amendments to the claims:
- ☒ A. A complete listing of all of the claims is not present.
 - ☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
 - ☒ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
 - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
 - ☒ E. Other: Claims 7 and 8 are missing.
- ☐ 5. Other (e.g., the amendment is unsigned or not signed in accordance with 37 CFR 1.4): For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714.

TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:

- Applicant is given **no new time period** if the non-compliant amendment is an after-final amendment or an amendment filed after allowance, or a drawing submission (only). If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the **entire corrected amendment** must be resubmitted.
- Applicant is given **one month**, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the correction, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a Quayle action. If any of above boxes 1 to 4 are checked, the correction required is only the corrected section of the non-compliant amendment in compliance with 37 CFR 1.121.

Extensions of time are available under 37 CFR 1.136(a) only if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action.

Failure to timely respond to this notice will result in:

Abandonment of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action; or

Non-entry of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.

Legal Instruments Examiner (LIE), if applicable /PARTHENIA MERRILL/

Telephone No: (571)272-1636

U.S. Patent and Trademark Office
PTOL-324 (04-06)

Notice of Non-Compliant Amendment (37 CFR 1.121)

Part of Paper No. 20090227-1